GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Agricultural Marketing Department – Departmental Proceedings initiated against certain employees of Agricultural Marketing Department on the allegations of irregularities in changing of Commission Agent Licenses at AMC, Guntur in violation of Markets Act & Rules and bye laws of AMCs – Inquiry conducted – Charges held proved – Imposing of penalty – Orders – Issued.

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AGRICULTURE & CO-OPERATION(VIG.II) DEPARTMENT

G.O.RT.No. 462 Dated: 19-07-2021

Read the following :-

1. Enquiry Report in Rc.No. CEO/RBZ/2013, dated:29.07.2013 of the CEO, Rythu Bazars, O/o C&DoAM, AP, Hyderabad.
2. From the C&DoAM, AP, Hyderabad, Letter No.DS(2)1570/2013, dated:12.12.2013.
3. G.O.Ms.Nos.119 to 123, A&C(Vig.II)Dept., dated: 23.12.2013.
4. G.O.Rt.Nos.1500, 1502, 1504, 1506, 1508, 1510, 1512, 1514, 1516, 1518, 1520, 1522, 1524, 1526 to 1530, A&C(Vig.II)Dept., dated:23.12.2013.
5. From the C&DoAM, AP, Hyderabad, Letter No.DS(2)1570/2013, dated:19.4.2014 along with Written statements of defence of the Charged Ofcers.
6. Govt.Memo No.10069/Vig.II(1)/2013, dated:02.02.2015.
7. From C&DoAM, A.P., Guntur Letter No.DS(2)1570/2013, dated:08.07.2016 along with Inquiry Reports of JDM, Vijayawada, dated:4.6.2016 & 06.06.2016.
8. Govt. Memo No.10069/Vig.II(1)/2013, dated:16.08.2016.
9. From C&DoAM, A.P., Guntur Letter No.DS(2)1570/2013, dated:05.10.2016 along with Explanations of Charged Ofcers.
10. From C&DoAM, A.P., Guntur Letter No.DS(2)1570/2013, dated:15.2.2018 along with Inquiry Report of JDM, Vijayawada, dated:17.1.2018.
11. Govt. Memo No.10069/Vig.II(1)/2013, dated:12.03.2018.
12. Explanations received from Sri V.Harinarayana, Seection Grade Secretary(Retired), AMC & Sri M.Sivaramaiah, Selection Grade Secretary(Retired), AMC, dated:10-04-2018.
13. From the C&DoAM, A.P., Guntur Letter No.DS(2)1570/2013, dated:12.11.2018.
14. Govt. Memo No. 32021/2/2016-SO(Vig.II), dated:19.02.2020.
15. GORt.No.159, A&C(Vig.II)Dept., dated:20-02-2020.
16. Explanations received from Sri V.Harinarayana, Selection Grade Secretary(Retired), AMC, dated:29.06.2020, Sri M.Sivaramaiah, Selection Grade Secretary(Retired), AMC, dated:05.10.2020, Sri G.Punna Rao, Secretary Grade-II(Retired), AMC, dated:09.09.2020, Sri Ch.Seetaramaiah, Secretary Grade-II(Retired), AMC, dated:08.07.2020, Sri J.Subramanyeswara Rao, Secretary Grade-II (Retired), AMC, dated:01.07.2020 & Sri S.A.Gafur, Supervisor (Retired), AMC, dated:11.06.2020.
17. Govt. Letter No.32021/2/2016-SO(Vig.II), dated:15.03.2021.
18. From the Secretary, APPCS, Vijayawada, Letter No.154/DC&C/2021, dated:23-06-2021.

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P.T.O.

O R D E R:

The Chief Executive Officer, Rythu Bazars, O/o Commissioner & Director of Agricultural Marketing, A.P., Hyderabad, in the reference 1st read above, had submitted an enquiry report on the appeal petition filed by the Guntur Merchant's Association against certain employees of Agricultural Market Committees for violating the Markets Act & Rules and bye laws of Agricultural Market Committees.

2. Based on the enquiry report of the Chief Executive Officer, Rythu Bazars, O/o Commissioner & Director of Agricultural Marketing, A.P., Hyderabad as well as the report dated:12-12-2013 of the Commissioner & Director of Agricultural Marketing A.P., on the allegations of irregularities in changing of Commission Agent licenses at AMC, Guntur and violation of Markets Act & Rules and bye laws of AMCs, departmental proceedings were initiated by framing articles of charges against the following (18) Accused Officers vide references 3rd & 4th read above:-

1. Sri M.Sivaramaiah, Selection Grade Secretary(Retired), AMC;
2. Sri V.Harinarayana, Selection Grade Secretary(Retired), AMC;
3. Sri J.V.Subba Rao, the then Grade-II Secretary, AMC;
4. Sri I. Ramesh, the then Grade-III Secretary, AMC;
5. Sri G.Punna Rao, the then Grade-II Secretary(Retired), AMC;
6. Sri Ch.Seetharamaiah, the then Grade-II Secretary(Retired), AMC;
7. Sri J.Subramanyeswara Rao, Asst. Secretary(Retired), AMC;
8. Sri A.A.Bhaskar Reddy, the then Supervisor, AMC;
9. Sri K.Siva Reddy, the then Supervisor, AMC;
10. Sri Ch.Siva Shankar Reddy, the then Supervisor, AMC;
11. Sri Ch.Vamsi Krishna, the then Supervisor, AMC;
12. Sri R.Anjaneya Singh, the then Supervisor, AMC;
13. Sri A.Durga Prasad, Supervisor, AMC;
14. Sri D.Srinivasa Reddy, Supervisor, AMC;
15. Sri G.Anjaneyulu, Supervisor, AMC;
16. Sri P.Muralidhar, Supervisor, AMC;
17. Sri Abdul Gafoor, Supervisor, AMC; and
18. Sri Ch.Rambabu, Supervisor, AMC.

3. Fifteen (15) Charged Officers have submitted their written statements of defence denying the charges framed against them. Sri M.Sivaramaiah, Selection Grade Secretary (Retired), Sri V.Harinarayana, Selection Grade Secretary(Retired) and Sri G.Punna Rao, Secretary Grade-II(Retired) have not submitted their written statements of defence, but acknowledged the receipt of charge memos.

4. After examining the written statements of defence of the Charged Officers, Government have decided to conduct a regular inquiry into the charges framed against them, as their written statements of defence are not convincing. Accordingly, in the reference 6th read above, the Joint Director of Marketing, Vijayawada was appointed as Inquiring Authority to conduct regular inquiry into the charges framed against all Charged Officers and the Deputy Director of Marketing, Guntur was also appointed as Presenting Officer.

5. After conducting regular inquiry, the Inquiring Authority has submitted the Charged Officer-wise inquiry reports dated:04-06-2016, 06-06-2016 & 17-01-2018 concluding that, the charges framed against all (18) Charged Officers are held proved. The inquiry reports were communicated to all the Charged Officers calling for their explanations. In turn, all the Charged Officers have submitted their explanations on the findings of the Inquiry Officer.

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6. After examining the matter with reference to the record of inquiry, Government have issued orders imposing a penalty of withholding of one annual grade increment without cumulative effect against (12) Charged Officer vide G.O. 15th read above.

7. In respect of remaining six (6) retired Charged Officers viz. Sri M.Sivaramaiah, Selection Grade Secretary(Retired), AMC, Guntur, Sri V.Harinarayana, Selection Grade Secretary(Retired), AMC, Guntur, Sri G.Punna Rao, Secretary Grade-II(Retired), AMC, Santhanuthalapadu, Sri Ch.Seetharamaiah, Secretary Grade-II(Retired), AMC, Guntur, Sri J.Subramanyeswara Rao, Asst.Secretary(Retired), AMC, Polavaram and Sri Abdul Gafoor, Supervisor(Retired), AMC, Tadikonda, Government have provisionally decided to impose a penalty of 5% (five percent) cut in pension for a period of one (1) year against them whom the charges are held proved, under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980. Accordingly, in the reference 14th read above, Show-Cause Notices were issued to the (6) retired Charged Officers directing to show cause as to why the said penalty should not be imposed against them. These (6) Charged Officers have submitted their explanations to the Show Cause Notice.

8. Government, after thorough examination of the entire matter, have decided to impose a penalty of 5% (five percent) cut in pension for a period of one (1) year against (6) retired Charged Officer under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, since they have not submitted any new grounds consider or to reduce the penalty. Accordingly, in the reference 17th read above, the Andhra Pradesh Public Service Commission was addressed for their concurrence on the decision of the Government.

9. The Secretary, Andhra Pradesh Public Service Commission, Vijayawada, in the reference 18th read above, has informed that, the Commission agrees with the proposal of the Government to impose the penalty of 5% (five percent) cut in pension for a period of one (01) year against Sri M.Sivaramaiah, Selection Grade Secretary(Retired), AMC, Guntur, Sri V.Harinarayana, Selection Grade Secretary(Retired), AMC, Guntur, Sri G.Punna Rao, Secretary Grade-II (Retired), AMC, Santhanuthalapadu, Sri Ch.Seetharamaiah, Secretary Grade-II(Retired), AMC, Guntur, Sri J.Subramanyeswara Rao, Asst.Secretary(Retired), AMC, Polavaram and Sri Abdul Gafoor, Supervisor(Retired), AMC, Tadikonda and advise accordingly.

10. Government, after following due procedure and careful examination of the matter, hereby order to impose a "penalty of 5% (five percent) cut in pension for a period of one (01) year" against Sri M.Sivaramaiah, Selection Grade Secretary(Retired), AMC, Guntur, Sri V.Harinarayana, Selection Grade Secretary(Retired), AMC, Guntur, Sri G.Punna Rao, Secretary Grade-II(Retired), AMC, Santhanuthalapadu, Sri Ch.Seetharamaiah, Secretary Grade-II(Retired), AMC, Guntur, Sri J.Subramanyeswara Rao, Asst.Secretary(Retired), AMC, Polavaram and Sri Abdul Gafoor, Supervisor(Retired), AMC, Tadikonda under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, in the above said disciplinary case.

11. The Commissioner & Director of Agriculture Marketing, A.P., Guntur shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PARDESH)

Y MADHUSUDHANA REDDY, IFS,
PRINCIPAL SECRETARY TO GOVERNMENT

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To
Sri M.Sivaramaiah, Selection Grade Secretary(Retired), AMC, Guntu;
Sri V.Harinarayana, Selection Grade Secretary(Retired), AMC, Guntur;
Sri G.Punna Rao, Secretary Grade-II(Retired), AMC, Santhanuthalapadu;
Sri Ch.Seetharamaiah, Secretary Grade-II(Retired), AMC, Guntur;
Sri J.Subramanyeswara Rao, Asst.Secretary(Retired), AMC, Polavaram and
Sri Abdul Gafoor, Supervisor(Retired), AMC, Tadikonda.
(Through : The Commissioner & Director of Agricultural Marketing,
AP, Guntur)

Copy to:-

The Commissioner & Director of Agricultural Marketing, A.P., Guntur.
The Secretary, Andhra Pradesh Public Service Commission, Vijayawada.
The Accountant General, A.P., Vijayawada.
The OSD to Hon'ble Minister(Agri., Mktg., Coop. & FP).
SF/SC.

// FORWARDED::BY ORDER //

SECTION OFFICER